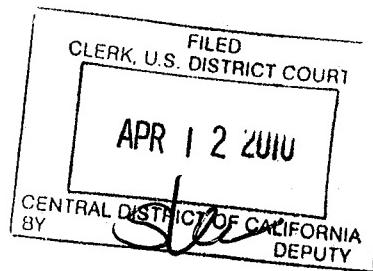


O-send



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

} CASE NO.

10-574M

v.

} ORDER OF DETENTION

Samuel Ifeanyi  
Nwabueze Jr.

Defendant.

I.

A.  On motion of the Government in a case allegedly involving:

1.  a crime of violence.

2.  an offense with maximum sentence of life imprisonment or death.

3.  a narcotics or controlled substance offense with maximum sentence of ten or more years .

4.  any felony - where the defendant has been convicted of two or more prior offenses described above.

5.  any felony that is not otherwise a crime of violence that involves a minor victim, or possession or use of a firearm or destructive device or any other dangerous weapon, or a failure to register under 18 U.S.C § 2250.

B.  On motion by the Government /  on Court's own motion, in a case

ORDER OF DETENTION AFTER HEARING (18 U.S.C. §3142(i))

1 allegedly involving:

2 ( ) On the further allegation by the Government of:

3 1. (~~X~~) a serious risk that the defendant will flee.

4 2. ( ) a serious risk that the defendant will:

5 a. ( ) obstruct or attempt to obstruct justice.

6 b. ( ) threaten, injure, or intimidate a prospective witness or juror or  
7 attempt to do so.

8 C. The Government ( ) is/ (~~X~~) is not entitled to a rebuttable presumption that no  
9 condition or combination of conditions will reasonably assure the defendant's  
10 appearance as required and the safety of any person or the community.

11 II.

12 A. (~~X~~) The Court finds that no condition or combination of conditions will  
13 reasonably assure:

14 1. (~~X~~) the appearance of the defendant as required.

15 ( ~~X~~ ) and/or

16 2. (~~X~~) the safety of any person or the community.

17 B. ( ) The Court finds that the defendant has not rebutted by sufficient  
18 evidence to the contrary the presumption provided by statute.

19 III.

20 The Court has considered:

21 A. the nature and circumstances of the offense(s) charged, including whether the  
22 offense is a crime of violence, a Federal crime of terrorism, or involves a minor  
23 victim or a controlled substance, firearm, explosive, or destructive device;

24 B. the weight of evidence against the defendant;

25 C. the history and characteristics of the defendant; and

26 D. the nature and seriousness of the danger to any person or to the community.

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2 IV.  
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The Court also has considered all the evidence adduced at the hearing and the arguments and/or statements of counsel, and the Pretrial Services Report/recommendation.

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6 V.  
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The Court bases the foregoing finding(s) on the following:

8 A. () As to flight risk:

9 See PSA report  
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16 B. () As to danger:

17 See PSA report  
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24 VI.  
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A. () The Court finds that a serious risk exists that the defendant will:

27 1. () obstruct or attempt to obstruct justice.

2. () attempt to/ () threaten, injure or intimidate a witness or juror.

1           B. The Court bases the foregoing finding(s) on the following:

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9           VII.

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- 11           A. IT IS THEREFORE ORDERED that the defendant be detained prior to trial.
- 12           B. IT IS FURTHER ORDERED that the defendant be committed to the custody
- 13           of the Attorney General for confinement in a corrections facility separate, to
- 14           the extent practicable, from persons awaiting or serving sentences or being
- 15           held in custody pending appeal.
- 16           C. IT IS FURTHER ORDERED that the defendant be afforded reasonable
- 17           opportunity for private consultation with counsel.
- 18           D. IT IS FURTHER ORDERED that, on order of a Court of the United States
- 19           or on request of any attorney for the Government, the person in charge of the
- 20           corrections facility in which the defendant is confined deliver the defendant
- 21           to a United States marshal for the purpose of an appearance in connection
- 22           with a court proceeding.
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- 24
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26           DATED: 4/12/10

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UNITED STATES MAGISTRATE JUDGE